

Message Text

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ACTION IO-13

INFO OCT-01 EB-08 AID-05 COME-00 LAB-04 TRSE-00 STR-04
AF-08 ARA-06 EA-07 EUR-12 NEA-10 IOE-00 SSO-00
ISO-00 /078 W
-----011747Z 013231 /43
O R 011644Z APR 77
FM AMEMBASSY VIENNA
TO SECSTATE WASHDC IMMEDIATE 1259
INFO USMISSION USUN NEW YORK

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EO 11652: N/A
TAGS: PFOR, OCON, UNIDO
SUBJ: IGC-V: UNIDO DRAFT CONSTITUTION: ARTICLE 9 ON RECRUITMENT
OF SECRETARIAT STAFF

REF: (A) VIENNA 2175; (B) STATE 65128

1. SUMMARY: IN ACCORDANCE WITH REFTELS (A) AND (B), U.S.
DEL AND SOME OTHER GROUP B DELS CONTINUE TO ARGUE RESOLUTELY
FOR EXACT DUPLICATION OF UN CHARTER ARTICLE 101, PARA 3.
THIS CABLE CONTAINS ALTERNATIVE FORMULATIONS SUGGESTED BY
VARIOUS GROUP B MEMBERS TO REPLACE SECOND HALF OF SECOND
SENTENCE OF UN CHARTER LANGUAGE. DEPT. MAY WISH TO CON-
SIDER WHETHER IT WISHES U.S. DEL TO CONTINUE TO MAINTAIN
RESERVATION ON ANY AND ALL ALTERNATIVE FORMULATIONS OR
WHETHER IT WOULD PREFER TO MAKE FINAL ATTEMPT TO SETTLE THIS ISSUE AT
IGC-V
AND THUS REDUCE RISK OF CONSIDERATION AT PLENIPOTENTIARY
MEETING. END SUMMARY.

2. UN CHARTER LANGUAGE IS AS FOLLOWS: QTE THE PARAMOUNT
CONSIDERATION IN THE EMPLOYMENT OF THE STAFF AND IN THE
DETERMINATION OF THE CONDITIONS OF SERVICE SHALL BE
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THE NECESSITY OF SECURING THE HIGHEST STANDARDS OF
EFFICIENCY, COMPETENCE, AND INTEGRITY. DUE REGARD SHALL
BE PAID TO THE IMPORTANCE OF RECRUITING THE STAFF ON AS
WIDE A GEOGRAPHICAL BASIS AS POSSIBLE. UNQTE.

3. TEXT PROPOSED BY G-77 IS IDENTICAL UNTIL SECOND HALF
OF SECOND SENTENCE. G-77 PROPOSES DELETION OF "ON AS

WIDE A GEORGRAPHICA BASIS AS POSSIBLE," AND PROPOSES
SUBSTITUTION OF "BASED ON WIDE AND EQUITABLE GEORGRAPHICAL
DISTRIBUTION.

4. IN GROUP B POLL TAKEN MORNING APRIL 1, FOLLOWING GROUP
DELEGATIONS STATED SLIGHT PREFERENCE FOR CHARTER LANGUAGE
BUT WILLINGNESS TO ACCEPT G-77 PROPOSAL: JAPAN, U.K., AUSTRAL-
IA, SWITZERLAND, AUSTRIA, AND IRELAND. THREE GROUP B
MEMBERS EXPRESSED PREFERENCE FOR G-77 PROPOSAL: BELGIUM,
SWEDEN, AND FINLAND.

5. JAPANESE DELEGATE WHO IS MEMBER OF ADVISORY COMMITTEE ON
ADMINISTRATIVE AND BUDGETARY QUESTIONS (ACABQ) (YASUSHI
AKASHI) EXPLAINED JAPANESE WILLINGNESS TO ACCEPT DEVIATION
FROM UN CHARTER SECOND HALF OF SECOND SENTENCE.
THE KEY UN CHARTER PHRASES WHICH ESTABLISH THE HIERARCHY
OF IMPORTANCE AS BETWEEN QUALIFICATIONS AND GEOGRAPHIC
ORIGIN REMAIN, I.E., FIRST SENTENCE CONTINUES TO BEGIN
"THE PARAMOUNT CONSIDERATION" AND THE SECOND SENTENCE CON-
TINUES TO BEGIN "DUE REGARD SHALL BE PAID". JAPANESE DELEGATE
CONTINUED WITH ARGUMENT THT THE CONCRETE CRITERIA WHICH
CONTROLS RECRUITMENT TO THE UN ARE NOT THOSE ESTABLISHED
IN THE CHARTER (ANALOGOUSLY THE UNIDO CONSTITUTION) BUT
THOSE ESTABLISHED BY THE UN GENERAL ASSEMBLY (UNGA) (ANALOGOUSLY
THE UNIDO GENERAL CONFERENCE). HE POINTED OUT THAT THE
PRESENT UNGA CRITERIA TO ESTABLISH THE RANGE OF DESIRABLE
PERCENTAGES OF RECRUITMENT FOR EACH COUNTRYARE (A) ASSESSED
CONTRIBUTION--PRESENTLY WEIGHTED AT 70PERCENT--(B) SOVEREIGN
EQUALITY--EQUAL NUMBERS FOR ALL CONTRIES AND (C) POPULA-
TION. AKASHI EMPHASIZED THAT NO CONSTITUTIONAL WORDING COULD
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SUBSTITUTE FOR HARD NEGOTIATING ON CRITERIA TO ESTABLISH
RANGES IN UNIDO GENERAL CONFERENC YEAR IN AND YEAR OUT.

6. FOUR GROUP B MEMBERS INDICATED DURING POLL THAT THEY
WOULD STRONGLY PREFER EXACT UN CHARTER LANGUAGE: U.S., CANADA,
FRG, AND NETHERLANDS. ONLY U.S. DEL STATED IT WAS UNDER
INSTRUCTION TO MAKE FORMAL RESERVATION, BEYOND AD REFERENDUM
NATURE OF ENTIRE CONSTITUTIONAL TEXT, IF CHARTER LANGUAGE
WAS DEPARTED FROM. FOUR INSISTENT GROUP B MEMBERS MADE
FOLLOWING RECOMMENDTATIONS TO MOST NEARLY PRESERVE UN CHARTER
LANGUAGE INTENTION. U.S. DEL CONSIDERS THE FIRST TWO TO
BEST EXPRESS THE INTENTION OF GROUP B GOVERNMENTS THAT THE SEC-
RETARIAT COMPRISE THE BEST POSSIBLE PEOPLE IN THE FOLLOWING ORDER
OF PREFERENCE:

(A) "ON AS EQUITABLE A GEOGRAPHIC BASIS AS POSSIBLE"

(B) "ON AS WIDE AND EQUITABLE GEORGRAPHIC DISTRICUTION"

(C)" BASED ON EQUITABLE GEOGRAPHIC DISTRIBUTION"

MOST, IF NOT ALL, GROUP B MEMERS WOULD JOIN A GROUP B
ATTEMPT TO ACHIEVE ONE OF THESE THREE ALTERNATIVES FOR

SECOND HALF OF SECOND SENTENCE.

7. GIVEN THE SITUATION AS DESCRIBED ABOVE, AND GIEN NO CHANGE IN USG INSTRUCTIONS, US DEL WOULD PREDICT FINAL NEGOTIATION WILL EITHER BE AGREEMENT ON ABOVE G-77 PROPOSAL WITH A US RESERVATION, OR AGREEMENT ON FORMULATION (C) ABOVE WITH A U.S. RESERVATION. US DEL BELIEVES THAT A US RESERVATION ON AN OTHERWISE AGREED TEXT WILL OFFER A PRETEXT FOR REOPENING ISSUE AT PLENIPOTENTIARY MEETING. ON THE OTHER HAND, IT IS UNDERSTANDING OF US DEL THAT AT ANALOGOUS IFAD PLENIPOTENTIARY MEETING, THE ISSUE WAS OPENED EVEN WITHOUT THE PRETXT OF ANY RESERVATIONS.

8. IN THE LIGHT OF USG POSITION OF LEADERSHIP WITHIN GROUP B, U.S. DEL BELIEVES ACCEPTANCE OF FORMULATION (B) BY G-77 MIGHT BE POSSIBLE IF USG LED THE FIGHT. US DEL BELIEVES FORMULATION (A) IS SUBSTANTIVELY EVEN BETTER LIMITED OFFICIAL USE

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THAN UN CHARTER AND STANDS LITTLE CHANCE OF G-77 ACCEPTANCE. US DEL WOULD NOT RECOMMEND LIFTING OF U.S. RESERVATION ON FORMULATION (C).

9. US DEL SEES DEPT. CHOICE AS BETWEEN AUTHORIZING U.S. DEL TO ENTER NEGOTIATIONS FOR FORMULATION (A) OR (B) ABOVE AND RETAINING RESERVATION IF THE NEGOTIATIONS FAIL OR STANDING PAT. ANY CHANGE IN INSTRUCTIONS TO BE USABLE SHOULD BE PHONED TO MISSION OR CONFERENCE SITE AND CONFIRMED BY SUBSEQUENT CABLE. STIBRAVY

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: INSTRUCTIONS, POLICIES, TEXT, AGREEMENT DRAFT, CONSTITUTIONAL AMENDMENTS, INTERNATIONAL ORGANIZATIONS
Control Number: n/a
Copy: SINGLE
Sent Date: 01-Apr-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977VIENNA02588
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770113-0251
Format: TEL
From: VIENNA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770496/aaaadfzd.tel
Line Count: 149
Litigation Code IDs:
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Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 8a8d8bab-c288-dd11-92da-001cc4696bcc
Office: ACTION IO
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 VIENNA 2175, 77 STATE 65128
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 18-Nov-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2922002
Secure: OPEN
Status: NATIVE
Subject: IGC-V: UNIDO DRAFT CONSITIUTION: ARTICLE 9 ON RECRUITMENT OF SECRETARIAT STAFF
TAGS: PFOR, OCON, US, UNIDO
To: STATE
Type: TE
vdkgvwkey: odhc://SAS/SAS.dbo.SAS_Docs/8a8d8bab-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009